

ORDINANCE NO. BL2018-1171

An ordinance amending section 5.04.065 of the Metropolitan Code of Laws to require memorialization and approval of internal agreements between departments, boards, commissions or agencies of the Metropolitan Government valued in excess of five hundred thousand (\$500,000) dollars, individually or cumulatively.

WHEREAS, Ordinance No. BL2018-1123, adopted April 18, 2018, amended Section 5.04.065 of the Metropolitan Code of Laws to require memorialization and approval of internal agreements between departments, boards, commissions or agencies of the Metropolitan Government valued in excess of five hundred thousand (\$500,000) dollars; and

WHEREAS, to address instances in which cumulative totals of two or more internal agreements exceed five hundred thousand (\$500,000) dollars, additional provisions are required.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. Chapter 5.04 of the Metropolitan Code of Laws is hereby amended by deleting section 5.04.065 in its entirety and substituting the following therefore:

5.04.065 - Approval of internal agreements by metropolitan council

A. Any department, board, commission or agency of the metropolitan government allocating funds, services, property, or equipment valued in excess of five hundred thousand dollars (\$500,000) to another department, board, commission, or agency of the metropolitan government shall enter a formal memorandum of understanding, to be submitted to the department of finance, which must be approved by resolution adopted by the metropolitan council by twenty-one affirmative votes. If there is more than one (1) allocation of funds, services, property, or equipment between or among departments, boards, commissions, or agencies for a single project, and the cumulative value of the allocations is in excess of five hundred thousand dollars (\$500,000), then the requirements of this section shall apply. If separate allocations for a single project are made more than twenty-four (24) months apart, then the requirements of this section shall not apply. For purposes of this section, the term "project" shall be construed broadly to include all projects and parts thereof that are reasonably related.

B. This section shall not apply to allocations of funds, services, property or equipment between departments, boards, commissions or agencies of the metropolitan government specifically addressed and itemized within the current annual operating budget.

C. This section shall not apply to any memorandum of understanding or agreement exclusively between the Metropolitan Nashville Airport Authority, the Nashville Electric Service, the Metropolitan Transit Authority, and/or the Metropolitan Development and Housing Authority.

Section 2. This Ordinance shall take effect from and after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

Steve Glover
Member of Council

Bob Mendes
Member of Council, At-Large

Robert Swope
Member of Council